IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
THE HON'BLE MR. JUSTICE C.V. RAMULU
WRIT PETITION Nos.10338, 16066, 16068 AND 16078 OF 2006

DATED: 23-11-2006

WRIT PETITION No. 10338 OF 2006

BETWEEN:

P. Venkateswara Rao and two others

.....Petitioners

AND

The Commissioner of Civil Supplies,
Govt. of A.P., Hyderabad and three others

.....Respondents

WRIT PETITION No. 16066 OF 2006

BETWEEN:

Y.Kondaiah and 17 others

.....Petitioners

AND

The Commissioner of Civil Supplies,
Govt. of A.P., Hyderabad and three others

.....Respondents

WRIT PETITION No. 16068 OF 2006

BETWEEN:

Bandaru Elia and four others

.....Petitioners

AND

The Commissioner of Civil Supplies,
Govt. of A.P., Hyderabad and three others

.....Respondents

WRIT PETITION No. 16078 OF 2006

BETWEEN:

Chiruvarthakula Sankshema Sangam,
Guntur, Guntur Distirct, Rep., by its
Secretary T.Elisamma

.....Petitioner

AND

The Commissioner of Civil Supplies,
Govt. of A.P., Hyderabad and three others

.....Respondents

THE HON'BLE MR. JUSTICE C.V. RAMULU

WRIT PETITION Nos.10338, 16066, 16068 AND 16078 OF 2006

ORDER:

Heard both sides.

The petitioners in these writ petitions are all petty vendors doing their petty business on pushcarts and on footpaths. They are being allotted kerosene as per the executive instructions issued by the Government of India and policy of State Government dated 11-04-1997 to draw the kerosene at PDS rates. The said instructions of the Government are still in force.

Earlier in Writ Petition No.5554 of 1997 this Court by an order dated 05-07-2002 held that the validity or otherwise of the orders prohibiting supply of kerosene at PDS rates to the petty vendors does not need to be considered in view of the subsequent development.

The 1st respondent issued orders CCS.REF.No.E2/865/96 dated 11-04-1997 revising the policy of supply of kerosene to petty vendors. Under these proceedings, the 1st respondent permitted 30 litres of kerosene per month at PDS rates to each petty vendor. In fact, with these proceedings the grievance of the petitioners substantially stands redressed. However, the respondents in their counter stated that as per the instructions issued by the Government of India, the State, as per the recommendations of the Group of Ministers, issued G.O.Ms.21, dated 07-02-2005 ordering that supply of kerosene should be strictly as per the instructions of the Government of India. This does not mean that the petty vendors are supposed to be denied the supply of kerosene at PDS rates.

In view of the above, the writ petitions are allowed and the respondents are directed to supply kerosene to the petitioners regularly as per the instructions of the Government of Andhra Pradesh dated 11-04-1997 on PDS rates. No order as to costs.

(C.V. RAMULU, J)

Dated: 23-11-2006
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